

Final Agenda

MINEFILL PRACTICES FOR COAL COMBUSTION RESIDUE

FACILITATED STAKEHOLDERS MEETING

May 19 & 20, 2003

U.S. EPA East Building, Room 1153

Note: The meeting will be held in the U.S. EPA East Building, located at the corner of 12th St. and Constitution Ave., NW, Washington, DC. The entrance is on Constitution Ave., NW. The building was formerly the Interstate Commerce Commission building.

May 19, 2003

1:00 pm - 4:30 pm

Session 1: Welcome and Opening Remarks

Connie Lewis (facilitator)
Truett Degeare, EPA
Greg Conrad, IMCC

Welcome, purpose and desired outcome

- Welcome and introductions
- Purpose: Opportunity for all parties to better understand the SMCRA and RCRA statutes as they relate to minefill of coal combustion residues, hear the views of other stakeholders and to allow all to participate in a richer, multi-sided discussion of issues.
- Desired Outcome: Everyone should leave with a firm understanding of the current status of minefill regulation, stakeholder views on benefits of and concerns with minefill practices, and constructive ideas to resolve issues identified by the stakeholders.

Session 2: Federal Regulatory Background on SMCRA and RCRA Statutes

- Office of Surface Mining (OSM)
 - John Craynon, Chief, Division of Technical Support
 - Kimery Vories, Mid-Continent RegionOverview of SMCRA authorities and regulations, SMCRA implementation for coal minefill practices, federal-state relationships.
- EPA
 - Steven Silverman, OGCOverview of RCRA authorities, RCRA applicability to minefill practices (coal & non-coal mines), federal-state relationships, decision making processes

- Dennis Ruddy, OSW Background, regulatory determination, rulemaking schedule, beneficial use.
- Bonnie Robinson, OSW Coordination with OSM and IMCC, overview of state and site visits, summary of reports.
- DOE Minefill research activities

Session 3: Presentations by Stakeholder Groups

- Environmental Interest Groups
 - Carolyn Johnson, Citizens Coal Council
 - Brian Wright, Hoosier Environmental Council
 - Jeff Stant, Clean Air Task Force
 - Charles Norris, Clean Air Task Force
 - Paul Davis, Envirollogic, Inc.
 - Lauren Ross, Neighbors for Neighbors
 - Billie Woods, Neighbors for Neighbors
 - Perry Dively, Citizen
 - Doyle Coakley, Citizens Coal Council
 - Beverly Braverman, Mountain Watershed Association
 - Lisa Evans, Clean Air Task Force (speaking for Tom Fitzgerald)
 - Martha Keating, Clean Air Task Force

May 20, 2003 8:00 am - 4:00 pm

Session 3: Presentations by Stakeholder Groups Continued

- Industry Groups
 - Utility Solid Waste Activities Group: Jim Meiers, Cinergy
 - Council of Industrial Boiler Owners: Gary Merritt
 - National Mining Association: Rod Dwyer
 - ARIPPA (Fluidized bed owners/operators): Billie Ramsey, Dennis Noll
- State Governments
 - Interstate Mining Compact Commission:
 - Greg Conrad, Executive Director State Functions Under SMCRA
 - ASTSWMO (State solid waste managers):
 - Bill Pounds, PA DEP State Solid Waste Regulatory Functions
 - Individual States and Tribes: Several participants (T.B.D.) will present their perspective in the context of their state or tribe regulatory framework.

Session 4: Focused Discussion on Issues

Following is an initial list of minefill-related issues that are shared by some stakeholder groups. These issues will be discussed in plenary session as well as possibly in break out sessions if small group work seems appropriate. The intent of the discussions will be to further define/clarify the nature of the issues and to explore ideas to address concerns. This list may be supplemented based on discussions during the course of Sessions 2 and 3.

- Characterization of Waste and Sites
- Placement in Ground Water, Barriers and Liners
- Long-term Ground-water Monitoring, and Number of Monitoring Points
- Corrective Action
- Financial Assurance
- Post-closure Care
- Post-closure Use Restrictions
- Effectiveness of PPW in Treating AMD
- Impact of CAA Regulations on PPW and Its Implications for PPW Disposal in Mines
- Regulatory System

Session 5: Recap of Issues and Discussion of Future Stakeholder Involvement

This session will summarize the issues discussed in Session 4 and possibly identify processes to resolve some of the issues, and will include a discussion of future stakeholder involvement.

Session 6: Assessment of Meeting and Closing Remarks

Opportunity to make sure that all stakeholders leave with a feeling that they gained understanding of the SMCRA and RCRA statutes relating to minefill, that they had sufficient time to express their views to the other participants, and they have a fuller understanding of the other participants' positions and concerns.